

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION

Daniel Bower,	:	
	:	
Plaintiff(s),	:	
	:	Case Number: 1:18cv791
vs.	:	
	:	Judge Susan J. Dlott
Metroparks of Butler County, et al.,	:	
	:	
Defendant(s).	:	

ORDER

The Court has reviewed the Amended Report and Recommendation of United States Magistrate Judge Karen L. Litkovitz filed on July 2, 2019 (Doc. 24), to whom this case was referred pursuant to 28 U.S.C. §636(b), and noting that no objections have been filed thereto and that the time for filing such objections under Fed. R. Civ. P. 72(b) expired July 16, 2019, hereby ADOPTS said Report and Recommendation.

Accordingly, the Board's motion to dismiss for failure to state a claim (Doc. 9) is DENIED.

Granville's motion to dismiss (Doc. 10) is DENIED as to plaintiff's claim under §1983 against Granville and plaintiff's claim against Granville in his individual capacity under Ohio Rev. Code §4112.02.

Granville's motion to dismiss (Doc. 10) is GRANTED as to plaintiff's claims against Granville under the ADA and the FMLA and plaintiff's claim against Granville in his official capacity under Ohio Rev. Code §411.02

IT IS SO ORDERED.

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s/Susan J. Dlott  
Judge Susan J. Dlott  
United States District Court